

CITY COUNTERPROPOSAL TO CEO - WITNESS LEAVE

City Proposed Language:

C→U  
5/19/15

ARTICLE 7 WAGES AND PAY

7.13 Witness Leave

7.13.1 Each full-time employee of the City who is required, under subpoena, to take time off duty with the City, to appear as a witness, by reason of his/her employment with the City, in any case or proceeding in any Court of this State or of the United States of America, shall receive his/her regular salary during the term of his/her service as a witness under subpoena, less any and all witness fees which he/she may receive therefore. Compensation will not be paid if the employee is a party to the action.

7.13.2 Each employee of the City who is called from off-duty status to testify in any court, under subpoena, on any subject connected with his/her employment, shall be credited with overtime for the time spent in court, or for two (2) hours, whichever is greater, less any and all witness fees which he/she may receive therefore. Compensation will not be paid if the employee is a party to the action.

7.13.3 Upon service of subpoena, an employee shall immediately advise his/her Department Director or supervisor thereof, and of the time when he/she is required to appear in Court.

7.13.4 Employees who are required to perform standby duty for Witness Leave shall be entitled to the compensation provided by Section 7.10. In the event the employee is called from off-duty to testify in any court, under subpoena, on any subject connected with his/her employment, the employee shall be entitled to the compensation provided by Section 7.13.2 above, in lieu of the compensation provided by Section 7.10.